

**BEFORE THE  
BOARD OF BEHAVIORAL SCIENCES  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Statement of Issues  
Against:

**MELISSA LORRAINE BAILEY**

**Associate Marriage and Family Therapist  
Registration Applicant**

Respondent.

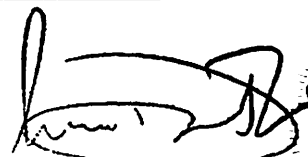
Case No. 2002022001946

**DECISION AND ORDER**

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Board of Behavioral Sciences, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on October 13, 2022.

It is so ORDERED September 13, 2022.



\_\_\_\_\_  
FOR THE BOARD OF BEHAVIORAL SCIENCES  
DEPARTMENT OF CONSUMER AFFAIRS



1 ROB BONTA  
Attorney General of California  
2 KAREN R. DENVIR  
Supervising Deputy Attorney General  
3 STEPHANIE ALAMO-LATIF  
Deputy Attorney General  
4 State Bar No. 283580  
1300 I Street, Suite 125  
5 P.O. Box 944255  
Sacramento, CA 94244-2550  
6 Telephone: (916) 210-6112  
Facsimile: (916) 327-8643  
7 E-mail: Stephanie.AlamoLatif@doj.ca.gov  
*Attorneys for Complainant*

8  
9 **BEFORE THE**  
**BOARD OF BEHAVIORAL SCIENCES**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

12  
13 In the Matter of the Statement of Issues  
Against:

Case No. 2002022001946

14 **MELISSA LORRAINE BAILEY**

**STIPULATED SETTLEMENT AND  
DISCIPLINARY ORDER**

15 **Associate Marriage and Family Therapist**  
16 **Registration Applicant**

17 **Respondent.**

18  
19 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-  
20 entitled proceedings that the following matters are true:

21 **PARTIES**

22 1. Steve Sodergren (Complainant) is the Executive Officer of the Board of Behavioral  
23 Sciences (Board), Department of Consumer Affairs. He brought this action solely in his official  
24 capacity and is represented in this matter by Rob Bonta, Attorney General of the State of  
25 California, by Stephanie Alamo-Latif, Deputy Attorney General.

26 2. Melissa Lorraine Bailey (Respondent) is representing herself in this proceeding and  
27 has chosen not to exercise her right to be represented by counsel.

28 \\\

1           3.     On or about January 7, 2022, Respondent filed an application dated December 23,  
2     2021, with the Board to obtain an Associate Marriage and Family Therapist Registration. The  
3     Board denied the application on February 22, 2022.

4                                 **JURISDICTION**

5           4.     Statement of Issues No. 2002022001946 was filed before the Board, and is currently  
6     pending against Respondent. The Statement of Issues and all other statutorily required  
7     documents were properly served on Respondent on May 6, 2022.

8           5.     A copy of Statement of Issues No. 2002022001946 is attached as exhibit A and  
9     incorporated herein by reference.

10                                **ADVISEMENT AND WAIVERS**

11          6.     Respondent has carefully read, and understands the charges and allegations in  
12     Statement of Issues No. 2002022001946. Respondent has also carefully read, and understands  
13     the effects of this Stipulated Settlement and Disciplinary Order.

14          7.     Respondent is fully aware of her legal rights in this matter, including the right to a  
15     hearing on the charges and allegations in the Statement of Issues; the right to be represented by  
16     counsel at her own expense; the right to confront and cross-examine the witnesses against her; the  
17     right to present evidence and to testify on her own behalf; the right to the issuance of subpoenas  
18     to compel the attendance of witnesses and the production of documents; the right to  
19     reconsideration and court review of an adverse decision; and all other rights accorded by the  
20     California Administrative Procedure Act and other applicable laws.

21          8.     Respondent voluntarily, knowingly, and intelligently waives and gives up each and  
22     every right set forth above.

23                                **CULPABILITY**

24          9.     Respondent admits the truth of each and every charge and allegation in Statement of  
25     Issues No. 2002022001946.

26          10.    Respondent agrees that her application for an Associate Marriage and Family  
27     Therapist Registration is subject to denial and she agrees to be bound by the Board's probationary  
28     terms as set forth in the Disciplinary Order below.

**CONTINGENCY**

11. This stipulation shall be subject to approval by the Board of Behavioral Sciences. Respondent understands and agrees that counsel for Complainant and the staff of the Board of Behavioral Sciences may communicate directly with the Board regarding this stipulation and settlement, without notice to or participation by Respondent. By signing the stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.

12. The parties understand and agree that Portable Document Format (PDF), facsimile, and/or electronic copies of this Stipulated Settlement and Disciplinary Order, including PDF, facsimile, and/or electronic signatures thereto, shall have the same force and effect as the originals.

13. This Stipulated Settlement and Disciplinary Order is intended by the parties to be an integrated writing representing the complete, final, and exclusive embodiment of their agreement. It supersedes any and all prior or contemporaneous agreements, understandings, discussions, negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary Order may not be altered, amended, modified, supplemented, or otherwise changed except by a writing executed by an authorized representative of each of the parties.

14. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or formal proceeding, issue and enter the following Disciplinary Order:

\\

\\

\\

\\

**DISCIPLINARY ORDER**

IT IS HEREBY ORDERED that Respondent Melissa Lorraine Bailey be issued a Registration as an Associate Marriage and Family Therapist upon successful completion of all registration requirements. Said registration shall be revoked. The revocation will be stayed and Respondent placed on three (3) years probation on the following terms and conditions. Probation shall continue on the same terms and conditions if Respondent is granted a subsequent registration, becomes licensed, or is granted another registration or license regulated by the Board during the probationary period.

For the purposes of this Order, and consistent with Business and Professions Code section 23.7, all references to the word "license" contained in any term or condition below shall also be interpreted as meaning "registration."

**1. Psychological / Psychiatric Evaluation**

Within 90 days of the effective date of this Decision, and on a periodic basis thereafter as may be required by the Board or its designee, respondent shall complete a psychological or psychiatric evaluation by such licensed psychologists or psychiatrists as are appointed by the Board. The cost of such evaluation shall be borne by respondent. Failure to pay for the report in a timely fashion constitutes a violation of probation.

Such evaluator shall furnish a written report to the Board or its designee regarding respondent's judgment and ability to function independently and safely as a counselor and such other information as the Board may require. Respondent shall execute a Release of Information authorizing the evaluator to release all information to the Board. Respondent shall comply with the recommendations of the evaluator.

If a psychological or psychiatric evaluation indicates a need for supervised practice, (within 30 days of notification by the Board), respondent shall submit to the Board or its designee, for its prior approval, the name and qualification of one or more proposed supervisors and a plan by each supervisor by which respondent's practice will be supervised.

If respondent is determined to be unable to practice independently and safely, upon notification, respondent shall immediately cease practice and shall not resume practice until

1 notified by the Board or its designee. Respondent shall not engage in any practice for which a  
2 license issued by the Board is required, until the Board or its designee has notified respondent of  
3 its determination that respondent may resume practice.

## 4       2.     **Psychotherapy**

5       Respondent shall participate in ongoing psychotherapy with a California licensed mental  
6 health professional who has been approved by the Board. Within 15 days of the effective date of  
7 this Decision, respondent shall submit to the Board or its designee for its prior approval the name  
8 and qualifications of one or more therapists of respondent's choice. Such therapist shall possess a  
9 valid California license to practice and shall have had no prior business, professional, or personal  
10 relationship with respondent, and shall not be respondent's supervisor. Counseling shall be at least  
11 once a week unless otherwise determined by the Board. Respondent shall continue in such  
12 therapy at the Board's discretion. Cost of such therapy is to be borne by respondent.

13       Respondent may, after receiving the Board's written permission, receive therapy via  
14 videoconferencing if respondent's good faith attempts to secure face-to-face counseling are  
15 unsuccessful due to the unavailability of qualified mental health care professionals in the area.  
16 The Board may require that respondent provide written documentation of her good faith attempts  
17 to secure counseling via videoconferencing.

18       Respondent shall provide the therapist with a copy of the Board's decision no later than the  
19 first counseling session. Upon approval by the Board, respondent shall undergo and continue  
20 treatment until the Board or its designee determines that no further psychotherapy is necessary.

21       Respondent shall take all necessary steps to ensure that the treating psychotherapist submits  
22 quarterly written reports to the Board concerning respondent's fitness to practice, progress in  
23 treatment, and to provide such other information as may be required by the Board. Respondent  
24 shall execute a Release of Information authorizing the therapist to divulge information to the  
25 Board.

26       If the treating psychotherapist finds that respondent cannot practice safely or independently,  
27 the psychotherapist shall notify the Board within three (3) working days. Upon notification by  
28 the Board, respondent shall immediately cease practice and shall not resume practice until

1 notified by the Board or its designee that respondent may do so. Respondent shall not thereafter  
2 engage in any practice for which a license issued by the Board is required until the Board or its  
3 designee has notified respondent that she may resume practice. Respondent shall document  
4 compliance with this condition in the manner required by the Board.

5 **3. Education**

6 Respondent shall take and successfully complete the equivalency of two semester units in  
7 substance use/abuse. All course work shall be taken at the graduate level at an accredited or  
8 approved educational institution that offers a qualifying degree for licensure as a marriage and  
9 family therapist, clinical social worker, educational psychologist, or professional clinical  
10 counselor or through a course approved by the Board. Classroom attendance must be specifically  
11 required. Course content shall be pertinent to the violation and all course work must be completed  
12 within 18 months (or as approved by the Board) from the effective date of this Decision.

13 Within 90 days of the effective date of the Decision respondent shall submit a plan for prior  
14 Board approval for meeting these educational requirements. All costs of the course work shall be  
15 paid by respondent. Units obtained for an approved course shall not be used for continuing  
16 education units required for renewal of licensure.

17 **4. Dependency Support Program**

18 Respondent shall attend a dependency support program approved by the Board no less than  
19 3 times per week. Respondent shall provide proof of attendance at said program with each  
20 quarterly report that Respondent submits during the period of probation. Failure to attend, or to  
21 show proof of such attendance, shall constitute a violation of probation.

22 **5. Abstain from Controlled Substances / Submit to Drug and Alcohol Testing**

23 Respondent shall completely abstain from the use or possession of controlled or illegal  
24 substances unless lawfully prescribed by a medical practitioner for a bona fide illness.

25 Respondent shall immediately submit to random and directed drug and alcohol testing, at  
26 respondent's cost, upon request by the Board or its designee. Respondent shall be subject to a  
27 minimum number of random tests per year for the duration of the probationary term, as  
28 prescribed in the Uniform Standards Related to Substance Abuse listed herein. There will be no

1 confidentiality in test results. Any confirmed positive finding will be immediately reported to  
2 Respondent, Respondent's current employer, and the supervisor, if any, and shall be a violation of  
3 probation.

4 If Respondent tests positive for a controlled substance, Respondent's license shall be  
5 automatically suspended. Respondent shall make daily contact as directed by the Board to  
6 determine if she must submit to testing. Respondent shall submit her test on the same day that  
7 she is notified that a test is required. All alternative testing sites due to vacation or travel outside  
8 of California must be approved by the Board prior to the vacation or travel.

9 **6. Abstain from Use of Alcohol / Submit to Alcohol and Drug Testing**

10 Respondent shall completely abstain from the intake of alcohol during the period of  
11 probation.

12 Respondent shall immediately submit to random and directed drug and alcohol testing, at  
13 respondent's cost, upon request by the Board or its designee. Respondent shall be subject to a  
14 minimum number of random tests per year for the duration of the probationary term, as  
15 prescribed in the Uniform Standards Related to Substance Abuse listed herein. There will be no  
16 confidentiality in test results. Any confirmed positive finding will be immediately reported to  
17 Respondent, Respondent's current employer, and to the supervisor, if any, and shall be a violation  
18 of probation.

19 If Respondent tests positive for alcohol and/or a controlled substance, Respondent's license  
20 shall be automatically suspended. Respondent shall make daily contact as directed by the Board  
21 to determine if she must submit to testing. Respondent shall submit her test on the same day that  
22 she is notified that a test is required. All alternative testing sites due to vacation or travel outside  
23 of California must be approved by the Board prior to the vacation or travel.

24 **7. Obey All Laws**

25 Respondent shall obey all federal, state and local laws, all statutes and regulations  
26 governing the licensee, and remain in full compliance with any court ordered criminal probation,  
27 payments and other orders. A full and detailed account of any and all violations of law shall be  
28 reported by respondent to the Board or its designee in writing within seventy-two (72) hours of



1 occurrence. To permit monitoring of compliance with this term, respondent shall submit  
2 fingerprints through the Department of Justice and Federal Bureau of Investigation within 30 days  
3 of the effective date of the Decision, unless previously submitted as part of the licensure  
4 application process. Respondent shall pay the cost associated with the fingerprint process.

5 **8. File Quarterly Reports**

6 Respondent shall submit quarterly reports, to the Board or its designee, as scheduled on the  
7 "Quarterly Report Form" (rev. 07/2016). Respondent shall state under penalty of perjury whether  
8 she has been in compliance with all the conditions of probation. Notwithstanding any provision  
9 for tolling of requirements of probation, during the cessation of practice respondent shall continue  
10 to submit quarterly reports under penalty of perjury.

11 **9. Comply with Probation Program**

12 Respondent shall comply with the probation program established by the Board and  
13 cooperate with representatives of the Board in its monitoring and investigation of respondent's  
14 compliance with the program.

15 **10. Interviews with the Board**

16 Respondent shall appear in person for interviews with the Board or its designee upon  
17 request at various intervals and with reasonable notice.

18 **11. Failure to Practice**

19 In the event respondent stops practicing in California, respondent shall notify the Board or  
20 its designee in writing within 30 calendar days prior to the dates of non-practice and return to  
21 practice. Non-practice is defined as any period of time exceeding thirty calendar days in which  
22 respondent is not engaging in any activities defined in Sections 4980.02, 4989.14, 4996.9, or  
23 4999.20 of the Business and Professions Code. Any period of non-practice, as defined in this  
24 condition, will not apply to the reduction of the probationary term and will relieve respondent of  
25 the responsibility to comply with the probationary terms and conditions with the exception of this  
26 condition and the following terms and conditions of probation: Obey All Laws; File Quarterly  
27 Reports; Comply With Probation Program; Maintain Valid License/Registration; and Cost  
28 Recovery. Respondent's license shall be subject to cancellation if Respondent's periods of non-

1 practice total two years.

2 **12. Change of Place of Employment or Place of Residence**

3 Respondent shall notify the Board or its designee in writing within 30 days of any change  
4 of place of employment or place of residence. The written notice shall include the address, the  
5 telephone number and the date of the change.

6 **13. Supervision of Unlicensed Persons**

7 While on probation, respondent shall not act as a supervisor for any hours of supervised  
8 practice required for any license issued by the Board. Respondent shall terminate any such  
9 supervisory relationship in existence on the effective date of this Decision.

10 **14. Notification to Clients**

11 Respondent shall notify all clients when any term or condition of probation will affect their  
12 therapy or the confidentiality of their records, including but not limited to supervised practice,  
13 suspension, or client population restriction. Such notification shall be signed by each client prior  
14 to continuing or commencing treatment. Respondent shall submit, upon request by the Board or  
15 its designee, satisfactory evidence of compliance with this term of probation.

16 **15. Notification to Employer**

17 Respondent shall provide each of her current or future employers, when performing  
18 services that fall within the scope of practice of her license, a copy of this Decision and the  
19 Statement of Issues or Accusation before commencing employment. Notification to respondent's  
20 current employer shall occur no later than the effective date of the Decision or immediately upon  
21 commencing employment. Respondent shall submit, upon request by the Board or its designee,  
22 satisfactory evidence of compliance with this term of probation.

23 Respondent shall provide to the Board the names, physical addresses, and telephone  
24 numbers of all employers, supervisors, and contractors.

25 Respondent shall complete the required consent forms and sign an agreement with the  
26 employer and supervisor, or contractor, and the Board to allow the Board to communicate with  
27 the employer and supervisor or contractor regarding the licensee or registrant's work status,  
28 performance, and monitoring.

1           **16. Violation of Probation**

2           If respondent violates the conditions of her probation, the Board, after giving respondent  
3 notice and the opportunity to be heard, may set aside the stay order and impose the discipline  
4 (revocation/suspension) of respondent's license provided in the Decision.

5           If during the period of probation, an accusation, petition to revoke probation, or statement  
6 of issues has been filed against respondent's license or application for licensure, or the Attorney  
7 General's office has been requested to prepare such an accusation, petition to revoke probation, or  
8 statement of issues, the probation period set forth in this Decision shall be automatically extended  
9 and shall not expire until the accusation, petition to revoke probation, or statement of issues has  
10 been acted upon by the Board. Upon successful completion of probation, respondent's license  
11 shall be fully restored.

12           **17. Maintain Valid License**

13           Respondent shall, at all times while on probation, maintain a current and active license with  
14 the Board, including any period during which suspension or probation is tolled. Should  
15 respondent's license, by operation of law or otherwise, expire, upon renewal respondent's license  
16 shall be subject to any and all terms of this probation not previously satisfied.

17           **18. License Surrender**

18           Following the effective date of this Decision, if respondent ceases practicing due to  
19 retirement or health reasons, or is otherwise unable to satisfy the terms and conditions of  
20 probation, respondent may voluntarily request the surrender of her license to the Board. The  
21 Board reserves the right to evaluate respondent's request and to exercise its discretion whether to  
22 grant the request or to take any other action deemed appropriate and reasonable under the  
23 circumstances. Upon formal acceptance of the surrender, respondent shall within 30 calendar  
24 days deliver respondent's license and certificate and if applicable wall certificate to the Board or  
25 its designee and respondent shall no longer engage in any practice for which a license is required.  
26 Upon formal acceptance of the tendered license, respondent will no longer be subject to the terms  
27 and conditions of probation.

28           Voluntary surrender of respondent's license shall be considered to be a disciplinary action

1 and shall become a part of respondent's license history with the Board. Respondent may not  
2 petition the Board for reinstatement of the surrendered license. Should respondent at any time  
3 after voluntary surrender ever reapply to the Board for licensure respondent must meet all current  
4 requirements for licensure including, but not limited to, filing a current application, meeting all  
5 current educational and experience requirements, and taking and passing any and all examinations  
6 required of new applicants.

7 **19. Instruction of Coursework Qualifying for Continuing Education**

8 Respondent shall not be an instructor of any coursework for continuing education credit  
9 required by any license issued by the Board.

10 **20. Notification to Referral Services**

11 Respondent shall immediately send a copy of this Decision to all referral services registered  
12 with the Board in which respondent is a participant. While on probation, respondent shall send a  
13 copy of this Decision to all referral services registered with the Board that respondent seeks to  
14 join.

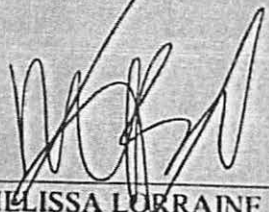
15 **21. Reimbursement of Probation Program**

16 Respondent shall reimburse the Board for the costs it incurs in monitoring the probation to  
17 ensure compliance for the duration of the probation period. Reimbursement costs shall be  
18 \$1,200.00 per year.

19 **ACCEPTANCE**

20 I have carefully read the Stipulated Settlement and Disciplinary Order. I understand the  
21 stipulation and the effect it will have on my application for an Associate Marriage and Family  
22 Therapist Registration. I enter into this Stipulated Settlement and Disciplinary Order voluntarily,  
23 knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of  
24 Behavioral Sciences.

25  
26 DATED: 6-21-2012

  
27 MELISSA LORRAINE BAILEY  
Respondent

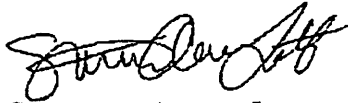
28 **ENDORSEMENT**

1 The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully  
2 submitted for consideration by the Board of Behavioral Sciences.

3 DATED: 6/22/2022

Respectfully submitted,

4  
5 ROB BONTA  
6 Attorney General of California  
7 KAREN R. DENVIR  
8 Supervising Deputy Attorney General

9  
10   
11 STEPHANIE ALAMO-LATIF  
12 Deputy Attorney General  
13 *Attorneys for Complainant*

14 SA2022301300  
15 36244852.docx  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**Exhibit A**

**Statement of Issues No. 2002022001946**

1 ROB BONTA  
Attorney General of California  
2 KAREN R. DENVIR  
Supervising Deputy Attorney General  
3 STEPHANIE ALAMO-LATIF  
Deputy Attorney General  
4 State Bar No. 283580  
1300 I Street, Suite 125  
5 P.O. Box 944255  
Sacramento, CA 94244-2550  
6 Telephone: (916) 210-6112  
Facsimile: (916) 327-8643  
7 E-mail: Stephanie.AlamoLatif@doj.ca.gov  
*Attorneys for Complainant*  
8

9  
10 **BEFORE THE**  
**BOARD OF BEHAVIORAL SCIENCES**  
**DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**  
12

13 In the Matter of the Statement of Issues  
Against:

Case No. 2002022001946

14  
15 **MELISSA LORRAINE BAILEY**

**STATEMENT OF ISSUES**

16 Associate Marriage and Family Therapist  
Registration Applicant

17 Respondent.  
18

19  
20 **PARTIES**

21 1. Steve Sodergren (Complainant) brings this Statement of Issues solely in his official  
22 capacity as the Executive Officer of the Board of Behavioral Sciences (Board), Department of  
23 Consumer Affairs.

24 2. On or about January 7, 2022, the Board received an application for an Associate  
25 Marriage and Family Therapist Registration from Melissa Lorraine Bailey (Respondent). On or  
26 about December 23, 2021, Respondent certified under penalty of perjury to the truthfulness of all  
27 statements, answers, and representations in the application. The Board denied the application on  
28 February 22, 2022.

1  
2  
3  
4  
5  
6  
7  
8  
9  
0  
1  
2  
3  
4  
5  
6  
7  
8  
9  
0  
1  
2  
3  
4  
5  
6  
7  
8

2  
3  
4

## 5

6

7  
8

01

3

4  
5  
6

7  
8  
9  
0  
1  
2  
3  
4  
5  
6  
7

8



1 (c) Administering to themselves any controlled substance or using of any of the dangerous  
2 drugs specified in Section 4022, or of any alcoholic beverage to the extent, or in a manner, as to  
3 be dangerous or injurious to the person applying for a registration or license or holding a  
4 registration or license under this chapter, or to any other person, or to the public, or, to the extent  
5 that the use impairs the ability of the person applying for or holding a registration or license to  
6 conduct with safety to the public the practice authorized by the registration or license.

7 ...

8 **FIRST CAUSE FOR DENIAL OF APPLICATION**

9 **(Conviction of a Crime)**

10 6. Respondent's application is subject to denial under Code sections 480, subdivision  
11 (a)(1) and 4982, subdivision (a), in that she was convicted of the following crime that is  
12 substantially related to the qualifications, functions or duties of an Associate Marriage and Family  
13 Therapist: On or about October 21, 2019, in a criminal proceeding entitled *People v. Melissa*  
14 *Lorraine Bailey* (Super. Ct. Tulare Co., Case No. VCM375178), Respondent was convicted by  
15 plea of nolo contendere of violating Vehicle Code section 23152(b) (driving while having a .08%  
16 or higher blood alcohol content), a misdemeanor, with admission of a prior conviction for driving  
17 under the influence of alcohol on June 16, 2009. She was ordered to complete five years of  
18 probation, to serve thirty days in jail, to pay fines and fees, to complete an alcohol awareness  
19 class, and to comply with other terms and conditions. The circumstances that led to the  
20 conviction are as follows:

21 a. On or about November 11, 2018, an officer with the Visalia Police Department  
22 (VPD) responded to calls reporting a possible drunk driver and subsequent traffic collision. The  
23 officers' investigation revealed that while driving her vehicle, Respondent caused a traffic  
24 collision by rear-ending another vehicle. Both Respondent and her passenger suffered injuries  
25 and were transported to the hospital. During the investigation, an officer with the VPD observed  
26 objective signs of Respondent's intoxication, including red watery glossy eyes, dilated pupils,  
27 slurred speech, and an odor of alcohol admitting from her person. Respondent admitted to the  
28

1 officer that she had consumed alcohol prior to driving her vehicle. Respondent's blood alcohol  
2 concentration was determined to be .21%.

3 **SECOND CAUSE FOR DENIAL OF APPLICATION**

4 **(Dangerous Use of Alcohol)**

5 7. Respondent's application is subject to denial under Code section 4982, subdivision  
6 (c), in that on or about November 11, 2018, she used alcohol to the extent, or in a manner, as to  
7 be dangerous or injurious to herself or to any other person, when she operated a vehicle while  
8 under the influence of alcohol, as more fully set forth above in paragraph 6 and its subpart.

9 **PRAYER**

10 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
11 and that following the hearing, the Board of Behavioral Sciences issue a decision:

12 1. Denying the application of Melissa Lorraine Bailey for an Associate Marriage and  
13 Family Therapist Registration; and

14 2. Taking such other and further action as deemed necessary and proper.

15  
16 DATED: May 5, 2022

*Steve Sodergren*  
\_\_\_\_\_  
STEVE SODERGREN  
Executive Officer  
Board of Behavioral Sciences  
Department of Consumer Affairs  
State of California  
Complainant

21 SA2022301300  
22 36090350.docx  
23  
24  
25  
26  
27  
28